

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

PUBLIC SERVICES – Panchayat Raj and Rural Development Department – Sri Ch. Dayanand Das Executive Engineer, PR, Division,(PIU) Machilipatam – Departmental proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules 1991 on the allegations of irregularities in execution of works of (i) Road from Padamatipalem to Malaupparagudem from 0/4 to 8/0 KM and (ii) Road from 6/4 Mekkullu road to Ramanujavatharapalli (via)Kankatava – Article of charges – Communicated – Orders – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (Vig.II) DEPARTMENT

G.O.Rt.No. 1707

DATED:21-11- 2009.

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O R D E R:

It is proposed to hold an enquiry against Sri Ch. Dayanand Das, Executive Engineer, PR, Division,(PIU) Machilipatam, in accordance with the procedure laid down in Rule 20 of the A.P.Civil Services (Classification, Control and Appeal) Rules 1991.

2. The substance of the imputations of misconduct or mis-behaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure-II & III).

3. Sri Ch. Dayanand Das, Executive Engineer, PR, Division,(PIU) Machilipatam, is directed to submit a written statement of his defence before the disciplinary authority within (10) days of the receipt of this Memo.

4. Sri Ch. Dayanand Das, Executive Engineer, PR, Division,(PIU) Machilipatam, is informed that an enquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Ch. Dayanand Das, Executive Engineer, PR, Division,(PIU) Machilipatam, now working as PA to Superintending Engineer PR Eluru is further informed that if he does not submit his written statement of defence on or before the time specified in para-3 above, further action will be processed based on the material available.

6. Attention of Sri Ch. Dayanand Das, Executive Engineer, PR, Division,(PIU) Machilipatam, is invited to Rule 24 of the Andhra Pradesh Civil Service (Conduct) Rules, 1964 under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule. 24 of the Andhra Pradesh Civil Service (Conduct) Rules, 1964.

(P.T.O)

7. The receipt of G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.V.P.C.SASTRY
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri Ch. Dayanand Das, Executive Engineer, PR, Division,(PIU) Machilipatam through
Engineer-in-Chief, Panchayat Raj, Hyderabad.

The Engineer-in-Chief, Panchayat Raj, Hyderabad (with a request to serve and return the
acknowledged copy and W.S.D).

Copy to:

The Director General, V&E, Hyderabad. (121(1444/V&E/E2/2006)

SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE I

CHARGE I:

The said Sri Ch. Dayanand Das Executive Engineer, PR, Division,(PIU) Machilipatam has misused his official position for his personal gain for recommending payment of work R/F Padamatipalem to Malaupparagudem from 0/4 to 8/0 KM executed with abnormal deficiency of more than 20% in GSB which is liable for rejection and submitted estimates without proper relevance to field conditions which resulted in deviations.

BASIS:

As per V&E report No.121(1444/V&E/E2/2006,dt:21.8.2007 V&E department has inspected the work Improvements to R/F Padamatipalem to Mulauppargudem from KM 0/4 to 8/0 and observations made. The above work was taken up under PMGSY programme and administrative sanction was accorded for RS.116.04 lakhs vide G.O.Ms.No.1430 PR&RD (Progs.II)Dept dt 5.8.05 and technical sanction was accorded for RS.116.04 lakhs by the Chief Engineer PR. Hyderabad The work was inspected by V&E department on 29.3.07.

The following provisions were made in the estimate.

- I) GSB as Sub Base with (66% of Gravel + 34% d K Sand) for 150 mm thick for the reach from KM 0/4 to 5/0.
- II) WBM Layer 75 mm thick with HBG Gr.II metal in the reach from KM (0/4 to 8/0)
- III) WBM Layer 75 mm thick with HBG Gr.III metal in the reach from KM (0/4 to 8/0).
- IV) BT with OGLPC + Seal Coat for 20 mm thick the reach from KM (0/4 to 8/0)
- V) Providing granular shoulder for 150 mm thick from KM (0/4 to 8/0)
- VI) Widening of embankment with side earth.

Further working estimate for the work was approved by the Chief Engineer PR Hyderabad for RS.1,17,70,000 with the following deviations.

- a) Carting earth was proposed in Village Limits and for the berms canal side of the road.
- b) Sub base (GSB) with 100 mm thick from KM (0/4 to 8/0)

Observations:

The width of carriage way was verified and found to be 3.00 mts as specified but shortage in thickness of Bitumen layer WMB Gr.II Gr.III layer and in GSB layer (sub base)in KM4 KM5 and KM6 was observed as under.

Chainages	Description of the Layer	Observed storage in Thickness (in mm)	Percentage of deficiency	Recovery	Remarks
KM4	OGPC+Seal coat	2.00	10%	1 time	Rejection
	GSB	38.75	38.75%	--	
KM5	WBM Gr.III	4.00	5.33%	1 time	Rejection
	WBM Gr.II	4.00	5.33%	1 time	
	GSB	47.75	47.75%	--	
KM6	GSB	8.00	8.00%	1 time	

Findings:

It is observed that the deficiency is 38.75% and 47.75%in thickness of GSB (Sub base)in 4th ad 5th KM as against maximum permissible 20% as per circulars on quality control.

(P.T.O)

As seen from the working estimate approved for the work by the Chief Engineer PR Hyderabad. The GSB(Sub base)thickness was reduced from 150 mm proposed in the original sanctioned estimate to 100 mm for the reach from KM 0/4 to JN 5/0 to KM 8/0 citing the erosion due to floods as reason. When the STA had approved the provisions indiscriminate modifications in execution reveal that the proposals submitted in initial stages were non realistic and do not represent the correct site conditions.

As per the agreement 5 Nos of CD works were provided but the same were deleted as per the executed items. If 5 Nos of CD works are required as per the field conditions to protect the road work in all seasons, non execution of the same defies any logic and indicates the carelessness with which the estimates were prepared.

Thus the A.O.has failed to discharge his legitimate duties properly.

Hence the charge.

CHARGE II:

The said Sri Ch.Dayanand Das, Executive Engineer PR(PIU) Division, Machilipatam has misused his official position for his personal gain for recommending payment of work R/F KM 6/4 Mokkaullu road to Ramanujavatharapalli (via)Kankatava executed with abnormal deficiency of more than 20% in case of BM which is liable for rejection and submitted estimates without proper relevance to field conditions which resulted in deviations.

BASIS

As per V&E report No.121 (1444/V&E/E2/2006 dt 21.8.2007 V&E department has inspected the work Improvements to the road from 6/4 KM Mokkaullu road to Ramanujavatharlapalli (via)Kankatava was taken up under PMGSY programme and administrative sanction was accorded for RS.118.00 lakhs vide G.O.Ms.No.1430 PR&RD (Progs.II)Dept dt 5.8.05 and technical sanction was accorded to the work RS.80.00 lakhs by the Chief Engineer PR.Hyd. The work was inspected by V&E on 29.3.07.

The following provisions were made in the estimate.

- i) GSB as sub base with 66% of gravel and 34% of sand for 150 mm thickness entire 0/0 KM to 3/6 KM and additional 100 mm thick GSB is proposed for the reach from 2/2 KM to 2/8 KM
- ii) WBM with Gr.II metal (75 mm thickness)
- iii) WBM with Gr.III metal (75 mm thickness)
- iv)BT with OGPC + KSeal Coat.
- v) Providing granular shoulder with 150 mm thickness
- vi)Widening of embankment with side earth.

Further working estimate for the work was approved by the Chief Engineer PR Hyd for RS.82.20lakhs with the following deviations.

- a) GSB with stone dust and aggregate for 150 mm thick as per the table 400.20 of MORT&T was proposed in the stretch KM 0/0 to 3/6 KM but the 100mm thick additional provision in the reach 2/2 KM to 2/8 KM was deleted.
- b) Wet Mix Macadam of 150 mm thick was provided instead of WBM two layers.
- c) Additional Layer of Bituminous Macadam of 30mm thickness.

(Contd.. 3 ..)

Observations:

The width of the carriage way was found to be 3.75 mts as recorded at the locations verified. Deficiency was observed in thickness of GSB layer WMM layer and BM layer at certain chainages in the KM1 KM2 and KM3. The deficiencies observed in thickness are as under.

Chainage	Name of the Layer	Shortage in thickness (inmm)	Percentage of deficiency	Recovery	Remarks.
KM2	BM	7.50	25%	--	Rejection level.
	GSB	26.50	17.66%	1.5 times	

Findings

- i) The deficiency of more than 20% is observed in thickness of BM (Bituminous Macadam) in KM2.

The Chief Engineer PR.Hyd. while approving the working estimate modified the items which were approved by STA and NRRDA New Delhi as per the field conditions after carefully examining the design of crust.

Complete change in specification of the technically sanctioned estimate provisions and proposing higher grade of specification of BM layer for Rural roads is not warranted and reflects the carelessness in preparation of estimates.

Thus the A.O.has failed to discharge his legitimate duties properly.

Hence the charge.

M.V.P.C.SASTRY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE II

List of Documents relied upon to sustain the charges which are framed against Sri Ch.Dayanand Das, Executive Engineer, PR, Division,(PIU) Machilipatam

GA V& E report No.121(1444/V&E/E2/06 dt 21.8.07.

M.V.P.C.SASTRY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE III

List of witnesses examined to sustain the charges are framed against Sri Ch.Dayanand Das, Executive Engineer, PR, Division,(PIU) Machilipatam.

NIL

M.V.P.C.SASTRY
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SECTION OFFICER